

1907-022 Chancery Causes: H. J. Givens vs. Parilee Givens  
Lee Co.

Hyden, Mahaffey

CA-Divorce  
T-Vices



To the Hon. H. A. W. Skeen, Judge of the Circuit Court for  
Lee County, Virginia:

Humbly complaining, your orator, H. J. Givens, would respectfully show unto the court, that he is now, and has been for twelve months next preceeding the institution of this suit ~~was~~ a citizen of Lee County, Virginia; that on the \_\_\_\_\_ day of \_\_\_\_\_, 18\_\_\_\_\_ he intermarried with one Parilee Givens, nee Parilee Hyden, and he and his said wife lived and cohabited together as man and wife until with-in the last three years; that his said wife abandoned him and ~~they~~ have been living apart ever since. That on the \_\_\_\_\_ day of May, 1907, and several times since at Imboden, Virginia, his said wife committed adultery without his consent, connivance, or procurement of your orator, that he has not cohabited with his said wife since he learned of her said acts of adultery.

Being remediless save in a court of equity he prays that the said Parilee Givens be made a party defendant to this bill, and required to answer the same, but not under oath, answer under oath being waived, that the proper process issue, and that on a final hearing hereof ~~that~~ a decree be ~~granted~~ entered granting a divorce to your orator from his said wife, A Vincula Matrimonii, and all proper <sup>such</sup> decrees be entered and that all <sup>such</sup> other further and general relief be granted that the case demands. And he will ever pray &c.

*Wm. H. Kael, Jr.*



H. J. Givens  
vs. Bill in Chy.  
Paralel Givens

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1907 2<sup>nd</sup> Nov. Rules  
Bill filed Spw.  
executed  
" 1<sup>st</sup> Dec. Rules  
Cause set for  
hearing.

Costs:  
Clerk \$3.30  
Shff 1.00  
Tax 1.50  
atty. 15.00  
Conv. .75  
\$21.55



H. J. Givens, Plff  
vs } In Chancery.  
Parilee Givens Defl.

This cause came on this day to be finally heard upon the bill of the plaintiff, the cause properly matured, and the depositions of witnesses, <sup>and was argued by counsel</sup> and the defendant having neither answered nor demurred to said bill of complaint, but independent of said failure to answer or demur, from the depositions of witnesses the court is of the opinion that the plaintiff is entitled to the relief asked, it is therefore adjudged ordered and decreed that the bonds of matrimony heretofore contracted and up to this time existing between the plaintiff and defendant, be and the same are hereby dissolved and annulled and said parties are each declared sole and single. And this cause is stricken from the docket.



H. J. Givens  
vs { Decree Final

Parilla Givens

Entered in C.O.B.  
#8, page 345

Enter this decree,  
this Dec. 10, 1907

H. A. W. Smith  
Judge



J. C. NOEL. CHARLES C. BALES.  
NOEL & BALES,  
ATTORNEYS-AT-LAW,  
PENNINGTON GAP, VA.

To Parilee Givins

To Parilee Givins:

Please take notice that on Saturday 7th day of Dec. 1907,  
at the Commissary at Imboden Va. between the hours of 10 o'clock  
AM. and 4 o'clock P.M. of that day I shall proceed to take the  
~~xxx~~ depositions of John MaHaffy and others to be read as  
evidence in my behalf in the chancery suit depending in the  
Circuit Court of Lee County, Va. wherein I am the plaintiff and  
you are the defendant.

Respectfully,

H. G. Givins  
Pay Counsel

By agreement the taking of these  
depositions is adjourned to the law office  
of J. W. Orr Jonesville Va. Dec 10 1907.

Parilee Givins

J. C. Noel  
for Plaintiff



H. J. Given

vs Notice to take  
Depositions

Parilee Given

Executed this 5th  
Aug Dec. 1907 by  
deposition of three  
copies of the within  
notice Parilee Given.

J. L. Hughes, Deputy  
for P. M. Rice  
S. S. C.



The deposition of John Mahaffey, taken before me Geo.P.Cridlin, a commissioner in chancery for the circuit court of Lee County, Virginia, at the office of J.W.Orr in the town of Jonesville, Va. on the 10th day of December, 1907, pursuant to the notice and agreement thereon hereto attached, to be read in evidence in behalf of H.J.Givens in a certain suit in Equity depending in the Circuit Court of Lee County, Virginia, wherein the said H.J.Givens is plaintiff and Parolee Givens is defendant.

Present J.C.Noel, counsel for plff.

John Mahaffey, a witness of lawful age being duly sworn deposes as follows:

Q.1.-- State your age residence and occupation.

A/-- I am 23 years old, reside at Imboden, Wise Co. Va. and am now working at saw-milling.

Q.2.-- Do you know the defendant Parolee Givens, if so how long have you known her?

A.-- I do and have known her about three years.

Q.3.-- State whether or not you have known her to have sexual intercourse with any man other than her husband H.J.Givens, if so state when and where and all about it.

A.-- I have known her to so have sexual intercourse with man other than her husband. this occurred at Imboden, Va. something like six months ago.

Q.4.-- Was that with the knowledge or consent of her husband?

A.-- It was not.

Q.5.-- What is her reputation about Imboden for chastity?

A.-- It is very bad.

Q.6.-- State whether or not the plaintiff has lived with the defendant since he learned of her adultery.

A.-- He has not.

And further this deponent saith not.

*John X Mahaffey*  
mark



Virginia, Lee County, To-Wit:

I, Geo.P.Cridlin, a commissioner in chancery for the circuit court of Lee County, Virginia, do certify that the foregoing deposition of John Mahaffey was taken, sworn to and subscribed before me at the time, place and for the purpose in the caption mentioned.

Given under my hand this the 10th day of December, 1907.

Geo. P. Cridlin  
Commissioner in Chancery.



A. J. Givens  
vs. { du Chy

Parole Givens

Depositions of  
John Mahaffey

Filed Dec. 10, 1907.

S. C. Ewing,  
Clerk.

Court fee 75-



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon

*Parilee Givins*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on the *3<sup>rd</sup>* Monday in *Nov.* 190*7*, to answer a bill in chancery exhibited against *her*

*by H. J. Givins*

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the *11<sup>th</sup>* day of *Nov.*, 190*7*, and 1*32* year of the Commonwealth.

A Copy, Teste:

*H. C. T. Ewing*, Clerk

\_\_\_\_\_, Clerk



Executed this 14<sup>th</sup> day of Nov 1907  
by delivering an attested copy of the  
within will to Parlee Ginn.

J. J. Hughes

Deputy for  
P.M. Beech C.

H. J. Ginn

VS

SUBPENA  
IN  
CHANCERY

Parlee Ginn

J. C. Noel, -p. q.

To 2nd Nov. Rules  
Lee Circuit Court

1907.